

**S/N 09/973,664**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	MARK D. ACKERMAN ET AL.	Examiner: Behrang Badii
Serial No.:	09/973,664	Group Art Unit: 3694
Filed:	October 09, 2001	Docket No.: 1565.039US1
Title:	SYSTEM AND METHOD FOR CONTROLLING ACCESS TO LICENSED COMPUTING PROCESSES VIA A CODIFIED ELECTRONIC LICENSE	

---

**RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This responds to the Notice of Non-Compliant Appeal Brief mailed on April 18, 2008. In compliance with 37 CFR 1.121, Applicant submits the following corrected section from Applicants' previously-submitted Appeal Brief filed April 14, 2008.

---

### **3. STATUS OF THE CLAIMS**

The present application was filed on October 9, 2001 with claims 1-22. A Final Office Action (hereinafter “the Final Office Action”) was mailed August 10, 2005 rejecting claims 1-22.

Claims 1-22 were appealed on March 13, 2006. The application was bounced out of appeal via an Examiner’s Restriction Requirement on October 11, 2006. On November 13, 2006 Applicant elected claims 15-21 for prosecution and cancelled, without prejudice claims 1-14 and 22. On February 8, 2007 a first action following the Restriction Requirement and Appeal attempt was levied in which claims 15-21 were rejected. A Final rejection was mailed December 13, 2007. Finally, an adverse decision on a Pre-Appeal Request for Review was received by the Appellant rejecting claims 15-21 on March 13, 2008. Claims 15-21 stand rejected.

## **CONCLUSION**

In accordance with 37 CFR 1.121, only the non-compliant sections of the Appellant's previously-submitted Appeal Brief has been included in this response.

The Appellant respectfully submits that the Examiner withdraw the non-compliant status and examine the Appeal Brief as appropriate.

The Examiner is invited to telephone Appellant's attorney at (513) 942-0224 to facilitate prosecution of this application.

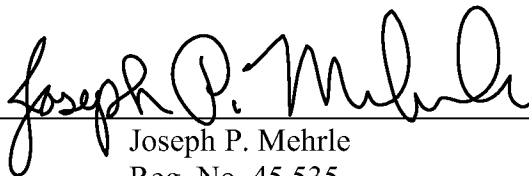
If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(513) 942-0224

Date 4/22/08

By /



Joseph P. Mehrle  
Reg. No. 45,535